



27123

↑CUSTOMER NUMBER↑

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application No.	09/864,389
Filing Date	May 25, 2001
First Named Inventor	Jacob Richter et al.
Group Art Unit	3731
Examiner Name	Bui, Vy Q.
Atty Docket No.	4303-4005

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

**NOTE:** 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission under 37 C.F.R. §1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.  
iii. ☐ Other:
- b. Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. Other: Form PTO 1449 and cited reference, Petition for Extension of Time

10/21/2004 JADD01 00000022 09864389  
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2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. Other:

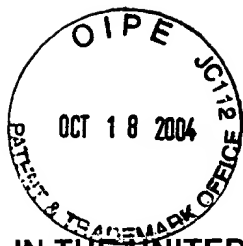
3. **Fees** The RCE fee under C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4500.
- i. ☐ RCE fee required under 37 C.F.R. §1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
- iii. ☐ Other
- b. ☒ Check in the amount of \$790.00 for RCE fee and \$2,080 for Extension fee enclosed.
- c. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 13-4500 Order No. 4303-4005

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Keith J. McWha	Reg. No. (Atty/Agent)	44,235
Signature		Date	October 18, 2004

**PATENT**



Doc. No. **4303-4005**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Jacob Richter et al.

Group Art Unit: 3731

Serial No.: 09/864,389

Examiner: VY Q. Bui

Filed: May 25, 2001

For: LONGITUDINALLY FLEXIBLE STENT

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.114**

Sir:

In response to the previous Final Office action, please amend the above-identified application as follows, a petition and fee for extension of time to respond is attached:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 18 of this paper.